THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT PETITION No.22799 of 2007

Dated: 12.11.2007

Between:

Ch.Anthony S/o Ch.Lingaiah and another.

..... PETITIONERS

AND

Commissioner & Inspector General,
Registration and Stamps,
Government of Andhra Pradesh,
Hyderabad and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT PETITION No.22799 of 2007

ORDER:

In this writ petition, petitioners, who are two in number, seek a Mandamus directing the second respondent to register the documents presented by them in respect of the land purchased by them from respondents 4 to 7 bearing Sy.Nos.238/1A/12, 238/1A/14 and 238/1A/15 admeasuring Ac.1.00 each situated at Pernimitta village, Santhanuthalapadu Mandal, Prakasam District.

It is submitted by the petitioners that though the said land was a patta land of respondents 4 to 7 and the petitioners have purchased the same after paying valid consideration, the second respondent has not accepted the documents for registration on the basis of the instructions of the third respondent.

Though it is alleged that based on the instructions of the third

respondent the documents presented by the petitioners are not accepted for registration, no copy of such written instructions have been filed. It is also not known as to what are the reasons for refusal to receive the said documents for registration. As per Section 71 of the Registration Act 1908, if there are any valid reasons for not accepting the documents for registration, the same are to be recorded and are to be communicated to the petitioner.

Inasmuch as no reasons are recorded by the second respondent-registering authority, I dispose of the writ petition directing the second respondent to accept the documents which are proposed to be presented by the petitioners for registration and consider the same for registration in accordance with the provisions of the Registration Act. However, it is made clear that if there are any objections, the second respondent-Sub-Registrar shall record the reasons and communicate the same to the petitioner.

Subject to the above direction, the writ petition is disposed of. There shall be no order as to costs.

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12.11.2007

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